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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA
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11 SUSAN SIMON, individually and on behalf of
12 all others similarly situated,

13 Plaintiff,

14 v.

15 ADZILLA, INC., et al.,

16 Defendants.
17 _____/

No. C-09-0879 MMC

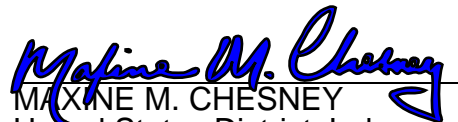
**ORDER RE: STIPULATED REQUEST TO
CONTINUE CASE MANAGEMENT
CONFERENCE**

18 The Court is in receipt of the parties' stipulation, filed August 11, 2009, by which the
19 parties request that the initial Case Management Conference in the above-titled action be
20 continued to a date after September 26, 2009 to "give the parties the opportunity to pursue
21 settlement discussions" and in light of "pending motions to dismiss." (See Stipulation ¶¶ 2-
22 3.) On the showing made, the Court is not persuaded that the initial Case Management
23 Conference should be conducted on a date more than seven months after the filing of the
24 complaint. In particular, the stipulation provides no information as to the nature of the
25 above-referenced "settlement discussions" or the need for an extension of the particular
26 length requested in light of such discussions. Further, the hearing on defendant Core
27 Communications, Inc.'s motion to dismiss was vacated to afford plaintiff the opportunity to
28 seek jurisdictional discovery, and defendant Continental VisiNet Broadband LLC's motion
to dismiss, scheduled for hearing on August 28, 2009, is unopposed.

1 Accordingly, if the parties wish to pursue their request for a continuance, they shall
2 submit, no later than August 18, 2009, additional information in support thereof.

3 **IT IS SO ORDERED.**

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5 Dated: August 14, 2009


MAXINE M. CHESNEY
United States District Judge